

Message Text

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ACTION L-03

INFO OCT-01 AF-10 ARA-10 EUR-12 EA-07 NEA-10 IO-13
ISO-00 FTC-01 JUSE-00 SP-02 USIA-06 AID-05 EB-08
NSC-05 TRSE-00 SS-15 STR-04 OMB-01 CEA-01 CIAE-00
COME-00 FRB-03 INR-07 NSAE-00 XMB-02 OPIC-03
LAB-04 SIL-01 PA-01 PRS-01 H-01 OIC-02 /139 W
-----089819 041922Z /41

P R 041605Z AUG 77

FM USMISSION GENEVA

TO SECSTATE WASHDC PRIORITY 23

AMEMBASSY ADDIS ABABA

AMEMBASSY ALGIERS

AMEMBASSY ATHENS

USINT BAGHDAD

AMEMBASSY KIGALI

AMEMBASSY LOME

AMEMBASSY BELGRADE

AMEMBASSY BOGOTA

AMEMBASSY BONN

AMEMBASSY BRASILIA

AMEMBASSY BUENOS AIRES

AMEMBASSY CARACAS

AMEMBASSY COPENHAGEN

AMEMBASSY DACCA

AMEMBASSY DAMASCUS

AMEMBASSY THEHAGUE

AMEMBASSY ISLAMABAD

AMEMBASSY KABUL

AMEMBASSY KHARTOUM

AMEMBASSY KINGSTON

AMEMBASSY KINSHASA

AMEMBASSY KUALA LUMPUR

AMEMBASSY LAGOS

AMEMBASSY LA PAZ

AMEMBASSY LIBREVILLE

AMEMBASSY LIMA

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AMEMBASSY LISBON

AMEMBASSY LONDON

AMEMBASSY MANILA

AMEMBASSY MEXICO CITY

AMEMBASSY MOGADISCIO

AMEMBASSY MOSCOW

AMEMBASSY NAIROBI

USMISSION USUN NEWYORK
AMEMBASSY NOUAKCHOTT
AMEMBASSY OSLO
AMEMBASSY OTTAWA
AMEMBASSY OUAGADOUGOU
AMEMBASSY PARIS
USLO PEKING
AMEMBASSY PRAGUE
AMEMBASSY QUITO
AMEMBASSY ROME
AMEMBASSY SANA
AMEMBASSY SOFIA
AMEMBASSY TEHRAN
AMEMBASSY TOKYO
AMEMBASSY TUNIS
AMEMBASSY VIENNA
AMEMBASSY WARSAW
AMEMBASSY WELLINGTON

C O N F I D E N T I A L SECTION 1 OF 3 GENEVA 6628

E.O. 11652: GDS
TAGS: ECOSOC EINV PORG XF
SUBJECT: 63RD ECOSOC - ILLICIT PAYMENTS

1. FAST-BREAKING EVENTS LEADING UP TO ADOPTION OF CONSENSUS
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RESOLUTION ON ILLICIT PAYMENTS WERE AS FOLLOWS. ON MORNING OF AUGUST 1, SOVIETS INFORMED US THAT CONTRARY TO EARLIER INDICATIONS THEY WOULD CALL FOR A VOTE ON SUBJECT RESOLUTION AND ABSTAIN. AT REQUEST OF USDEL, DRAFT WAS NOT FORMALLY INTRODUCED IN THE ECONOMIC COMMITTEE IN ORDER TO GIVE US TIME TO CONSULT WITH SOVIETS AND G-77

2. OUR APPEAL TO THE SOVIETS TO PERMIT CONSENSUS ADOPTION OF THE RESOLUTION (WHICH INCLUDED A PERSONAL CONVERSATION BETWEEN AMBASSADOR WELLS AND MINISTER NESTERENKO) WAS NOT SUCCESSFUL. NO EXPLANATION WAS GIVEN BY THE SOVIETS OTHER THAN THEIR FELT NEED TO MAKE EXPLICIT THEIR OBJECTION TO THE DRAFTING OF A SEPARATE INTERNATIONAL AGREEMENT ON ILLICIT PAYMENTS.

3. HOWEVER, FOLLOWING OUR CONSULTATIONS WITH THE G-77, THEY UNDERTOOK A SIMILAR APPEAL TO THE SOVIETS. BARCELO (MEXICO) AND CABRIC (YUGOSLAVIA) WERE THE KEY ACTORS IN THIS SCENARIO. IN ADDITION WE ARE RELIABLY INFORMED THAT IN THE G-77 CAUCUS OUR SUPPORTERS MADE A MAJOR EFFORT TO ALLAY THE CONCERNS OF OTHERS WHO SOUGHT TO USE THE SOVIET POSITION TO UNDERMINE THE G-77 AGREEMENT TO THE DRAFT. (COMMENT: IN ADDITION TO THOSE IN THE G-77 WHO SOUGHT SINCERELY TO BE HELPFUL, ALSO AT PLAY WAS THEIR

CONCERN TO MAINTAIN UNITY. THEY WERE PARTICULARLY CONCERNED ABOUT POSSIBLE AMENDMENTS FROM THE FLOOR WHICH WOULD BE PRECLUDED BY A CONSENSUS CHAIRMAN'S DRAFT.)

4. NEGOTIATIONS ON AGENDA ITEM 11 (ASSESSMENT OF PROGRESS) BECAME PART OF THE DISCUSSIONS AS THE SOVIETS SOUGHT TO DELETE ALL REFERENCES TO CIEC FROM THE DRAFT TEXT THEN UNDER NEGOTIATIONS. IT WAS BARCELO WHO SUGGESTED THAT IN RETURN FOR DROPPING

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ISO-00 FTC-01 JUSE-00 SP-02 USIA-06 AID-05 EB-08
NSC-05 TRSE-00 SS-15 STR-04 OMB-01 CEA-01 CIAE-00
COME-00 FRB-03 INR-07 NSAE-00 XMB-02 OPIC-03
LAB-04 SIL-01 PA-01 PRS-01 H-01 OIC-02 /139 W
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P R 041605Z AUG 77
FM USMISSION GENEVA
TO SECSTATE WASHDC PRIORITY 24
AMEMBASSY ADDIS ABABA
AMEMBASSY ALGIERS
AMEMBASSY ATHENS
USINT BAGHDAD
AMEMBASSY KIGALI
AMEMBASSY LOME
AMEMBASSY BELGRADE
AMEMBASSY BOGOTA
AMEMBASSY BONN
AMEMBASSY BRASILIA
AMEMBASSY BUENOS AIRES
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AMEMBASSY WARSAW
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C O N F I D E N T I A L SECTION 2 OF 3 GENEVA 6628

THEIR INSISTENCE ON A VOTE. BARCELO ACTUALLY MADE THIS AS A PRO-
POSAL TO NESTERENKO. (IN THE AUGUST 2 MORNING NEGOTIATIONS ON
AGENDA ITEM 11, THE G-77 STATED THAT THEY WERE WILLING TO DELETE
ALL REFERENCES TO CIEC FROM THAT TEXT AND THE CANADIAN REPRESENTATIVE INDICATED THAT HE WOULD NOT INSIST UPON AN INCLUSION
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OF A CIEC REFERENCE.)

5. ON THE AFTERNOON OF AUGUST 2, WE MET AGAIN WITH THE SOVIET
DELEGATION AND REACHED AGREEMENT ON THE BARCELO PROPOSITION,
NAMELY THAT WE WOULD NOT INSIST ON THE INCLUSION OF A CIEC REFERENCE IN THE ASSESSMENT DRAFT AND THEY WOULD NOT CALL FOR A VOTE

ON OUR RESOLUTION. OUR ACCEPTANCE OF THE DEAL WAS BASED IN GOOD MEASURE ON THE MORNING NEGOTIATIONS ON ITEM 11 WHICH MADE IT CLEAR TO US THAT REFERENCES TO CIEC WOULD BE EXCLUDED FROM THE DRAFT IN ANY EVENT. THIS WAS SUBSEQUENTLY CONFIRMED BY THE G-77 SPOKESMAN WHO PARTICIPATED IN THIS ROUND OF CONSULTATIONS WITH THE SOVIETS.

6. ON AUGUST 3, ECONOMIC COMMITTEE ADOPTED ILLICIT PAYMENTS RESOLUTION BY CONSENSUS, BUT SEVERAL DELEGATIONS MADE EXPLANATORY STATEMENTS FOLLOWING ADOPTION. G-77 CHAIRMAN (CABRIC OF YUGOSLAVIA) STATED THAT RESOLUTION WAS "FAR FROM SATISFACTORY" BUT THAT G-77 HAD AGREED TO IT IN INTEREST OF HARMONY. HE REITERATED G-77 POSITION THAT NEGOTIATION OF ILLICIT PAYMENTS AGREEMENT MUST BE LINKED TO CODE OF CONDUCT AND THAT CODE SHOULD BE LEGALLY BINDING. ALGERIA STATED THAT CONTENT OF AD HOC WORKING GROUP'S REPORT IS NOT FINAL AND THAT ITEMS MAY BE ADDED TO AND SUBTRACTED FROM IT. UGANDA INDICATED IT WAS NOT PARTICULARLY HAPPY WITH RESOLUTION BUT WAS GOING ALONG WITH G-77 DECISION TO SUPPORT IT. UKRAINIAN REPUBLIC SPEAKING IN BEHALF OF SOCIALIST COUNTRIES STATED THAT HAD THE MATTER COME TO A VOTE THEY WOULD HAVE ABSTAINED. SYRIA STATED ILLICIT PAYMENTS AGREE-

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IO-13 OIC-02 FTC-01 JUSE-00 SP-02 USIA-06 AID-05
EB-08 NSC-05 TRSE-00 SS-15 STR-04 OMB-01 CEA-01
CIAE-00 COME-00 FRB-03 INR-07 NSAE-00 XMB-02
OPIC-03 LAB-04 SIL-01 PA-01 PRS-01 H-01 /139 W
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P R 041605Z AUG 77
FM USMISSION GENEVA
TO SECSTATE WASHDC PRIORITY 25
AMEMBASSY ADDIS ABABA
AMEMBASSY ALGIERS
AMEMBASSY ATHENS
USINT BAGHDAD
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C O N F I D E N T I A L SECTION 3 OF 3 GENEVA 6628

MENT SHOULD COVER PAYMENTS NOT ONLY TO SOUTHERN AFRICA BUT TO
ALL OCCUPIED TERRITORIES, AND SHOULD PROVIDE FOR COMPENSATION
TO COUNTRIES WHOSE OFFICIALS HAVE BEEN BRIBED. FRANCE STATED
IT SUPPORTED RESOLUTION AND INTERPRETED IT AS REQUIRING COMPLE-

TION OF WORKING GROUP'S ENTIRE TASK BEFORE ILLICIT PAYMENTS
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CONFERENCE COULD BE CALLED. THESE COMMENTS WILL BE ANNEXED
TO ECOSOC RESOLUTION FOR CONSIDERATION BY GENERAL ASSEMBLY.
US (AMB WELLS) THANKED ALL DELEGATIONS FOR COOPERATION AND SAID
IT LOOKED FORWARD TO A SUBSTANTIVE REPORT TO 65TH ECOSOC.

7. COMMENT: EXPLANATORY STATEMENTS INDICATE DEPTY OF G-77 FEEL-
ING WITH RESPECT TO LINKAGE BETWEEN ILLICIT PAYMENTS AGREEMENT
AND CODE OF CONDUCT. ESSENCE OF LINKAGE IS (A) ILLICIT PAYMENTS
AGREEMENT SHOULD NOT BE CONCLUDED WELL AHEAD OF CODE OF CONDUCT,
AND (B) BOTH SHOULD BE LEGALLY BINDING. INTENSIVE EFFORTS IN
CAPITALS PRIOR TO AND DURING 63RD ECOSOC WERE EXTREMELY HELPFUL
IN REDUCING ACTIVE OPPOSITION TO US RESOLUTION AMONG WEOS AND
G-77, BUT ACTIVE SUPPORT FOR SEPARATE AGREEMENT OR ILLICIT PAY-
MENTS (OUTSIDE US AND A VERY FEW OTHER COUNTRIES) WAS NOT EVI-
DENT HERE. G-77 INTEREST APPEARED TO BE EXCLUSIVELY DEPENDENT
ON WHAT VARIOUS DELEGATIONS THOUGHT ILLICIT PAYMENTS WILL BE
TIED TO (CODE OF CONDUCT, CODE OF CONDUCT ON TRANSFER OF TECH-
NOLOGY, AND SOUTHERN AFRICA). WEO DELS WERE CAUTIOUS AND STAYED
COMPLETELY OUT OF NEGOTIATION OF RESOLUTION.
VANDEN HEUVEL

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01-Jan-1994 12:00:00 am
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Current Classification: UNCLASSIFIED
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Copy: SINGLE
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Decaption Date: 01-Jan-1960 12:00:00 am
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 22 May 2009
Disposition Event:
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Disposition Reason:
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From: GENEVA
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Office: ACTION L
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Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
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Previous Handling Restrictions: n/a
Reference: n/a
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Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 1712121
Secure: OPEN
Status: NATIVE
Subject: 63RD ECOSOC - ILLICIT PAYMENTS
TAGS: EINV, PORG, XF, ECOSOC
To: STATE ADDIS ABABA
Type: TE
vdkgvwkey: odbc://SAS/SAS.dbo.SAS_Docs/9cadfc61-c288-dd11-92da-001cc4696bcc
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Margaret P. Grafeld
Declassified/Released
US Department of State
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